

Receipt

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\* Admitted in NY only  
\*\* Admitted in MI only  
\*\*\* Passed the Patent Bar Examination

February 27, 2002

COPY OF PAPERS  
ORIGINALLY FILED

Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

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APR 12 2002

TECH CENTER 1600/2900

Re: U.S. Continued Prosecution Application  
(based on U.S. Patent Application Serial No.: 09/297,652)  
Title: *SYNERGISTIC GOLD-CONTAINING COMPOSITIONS*  
Applicant: Richard Edward Thomas  
CPA Filed: January 11, 2002  
Attorney Docket No.: MIJ-001USCPA

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Notification of Change of Attorney Docket Number (1 page);
2. Request for Correction of Filing Receipt (1 page);
3. A copy of the Filing Receipt with changes noted thereon (2 pages);
4. A copy of the Request for Continued Prosecution Application Transmittal (2 pages),
5. Return Acknowledgment Postcard.

Please charge any underpayments or credit any overpayments to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

**Certificate of First Class Mailing (37 CFR 1.8(a))**

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Washington, D.C. 20231:

February 27, 2002

Date

Jane E. Remillard, Esq., Registration No. 38,872

Respectfully submitted,

LAHIVE & COCKFIELD, LLP



Jane E. Remillard

Registration No. 38,872

Agent for Applicant

APR 12 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TECH CENTER 1600/2900

In re the application of: Richard Edward Thomas

Serial No.: 09/297,652

Filed: July 8, 1999

CPA Filed: January 11, 2002

For: SYNERGISTIC GOLD-CONTAINING  
COMPOSITIONS

Attorney Docket No.: MJJ-001USCPA

Group Art Unit:

1616

Examiner:

B. Badio

Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

**NOTIFICATION OF CHANGE OF ATTORNEY DOCKET NUMBER**

Dear Sir or Madam:

The Attorney Docket Number of the above-identified patent application has changed. Please take notice that the correct docket number for this application should now be as follows:

**"MJJ-001USCPA"**  
instead of  
**"MJJ-001US"**

Please reference **MJJ-001USCPA** on all future correspondence and continue to direct all correspondence to the principal attorney of record, Jane E. Remillard, Esquire.

Applicant originally filed these changes with the Commissioner of Patents on January 11, 2002. A copy of the Request for Continued Prosecution Application Transmittal letter is enclosed herewith. A Request for Correction of Filing Receipt is being filed concurrently herewith

No costs are believed to be due. However, please charge any necessary fees to our Deposit Order Account No. 12-0080.

**Certificate of First Class Mailing (37 CFR 1.8(a))**

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center Washington, D.C. 20231 on:

February 27, 2002  
Date

Jane E. Remillard, Esq., Registration No. 38,872

Respectfully submitted,

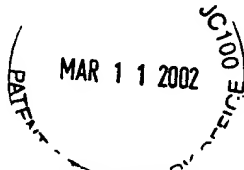
LAHIVE & COCKFIELD, LLP

Jane E. Remillard  
Registration No. 38,872  
Agent for Applicant

**REQUEST FOR CONTINUED PROSECUTION APPLICATION (CPA) UNDER 37 CFR 1.53(d)**

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER: 09/297,652	PRIOR APPLICATION FILING DATE: JULY 8, 1999
MIJ-001USCPA	CLASS:	SUBCLASS:	EXAMINER: B. BADIO	ART UNIT: 1616

COMMISSIONER FOR PATENTS  
BOX CPA  
WASHINGTON, DC 20231



TECH CENTER 1600/2900

APR 12 2002

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CERTIFICATION UNDER 37 CFR 1.10	
Date of Deposit: <u>January 11, 2002</u>	Mailing Label Number: <u>EL 833313842 US</u>
I hereby certify that this 37 CFR 1.53(d) request and the documents referred to therein as enclosed are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to the Assistant Commissioner for Patents, Box CPA, Washington, D.C. 20231.	
<u>Larry Taylor</u> Name of Person Mailing Paper	<u><i>Larry Taylor</i></u> Signature of Person Mailing Paper

Dear Sir:

COPY

This is a request for filing a continued prosecution application under 37 CFR 1.53(d), of pending prior application serial no. 09/297,652 filed on July 8, 1999, entitled SYNERGISTIC GOLD-CONTAINING COMPOSITIONS, which is a national phase of PCT serial no. PCT/AU97/00747, filed on November 4, 1997, which claims priority to Australian patent application serial no. PO 3473, filed on November 4, 1996 which was filed by the following named inventor(s).

<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Richard Edward Thomas	14 Parnell Street, Killara, NSW 2071, Australia	Australia
	<u>POST OFFICE ADDRESS</u>	

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this Continued Prosecution Application. Please use all the contents of the prior application file-wrapper, including the drawings, as the basic papers for the new application.

- ☒ This application discloses only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are
  - ☒ the same, or
  - ☐ less than those named in the prior application. Please delete the following named inventors:
- ☐ Enter the amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 but unentered, in the prior application.
- ☐ A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 2 and 3 above.

	NUMBER OF CLAIMS FILED			NUMBER EXTRA
TOTAL	* 37	MINUS	** 20	= 17
INDEP.	* 2	MINUS	*** 3	= 14
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS				

SMALL ENTITY	
RATE	FEE
x 9 =	\$ 153.00
x 42 =	\$0.00
+140 =	\$0.00
BASIC FEE	\$370.00
TOTAL	\$523.00

OTHER THAN A SMALL ENTITY	
RATE	FEE
x 18 =	\$0.00
x 84 =	\$0.00
+ 280 =	\$0.00
BASIC FEE	\$0.00
TOTAL	\$0.00

4. ☐ The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayments, associated with this communication, to Deposit Account No.. For this purpose a duplicate of this document is enclosed.

5. ☒ THE FILING FEE IS NOT BEING PAID AT THIS TIME.

6. ☒ A verified statement claiming small entity status was filed in the parent application Serial No. 09/297,652 on July 8, 1999 and is still deemed proper, and its benefit under 37 CFR 1.28(a) is hereby claimed.

7. ☒ Priority of application Serial No. PO 3473, filed on November 4, 1996, in Australia, is claimed under 35 U.S.C. 119. The certified copy has been filed in the PCT patent application PCT serial no. PCT/AU97/00747 filed on November 4, 1997.

8. ☒ The prior application is assigned of record to: Medical Innovations Limited recorded July 12, 1999, Reel 010084 Frame 0032.

9. ☒ The power of attorney in the prior application is to Lahive & Cockfield, LLP.

10. ☒ A request for a One month extension of time is being filed concurrently herewith in the parent application, Serial No. 09/297,652, in order to establish cendency with the present application (a copy of the request for extension is enclosed).

11. ☐ Also enclosed:

12. ☒ Address all future communications (may only be completed by applicant or attorney or agent of record) to Jane E. Remillard at Customer No. 000959, whose address is:

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, MA 02109

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the application in the file wrapper of a 37 CFR 1.53(d) application be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

January 11, 2002

Date

Jane E. Remillard  
Jane e. Remillard, Reg. No. 38,872

☐ Inventor(s)

☒ Attorney or Agent of Record

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APR 12 2002

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Richard Edward Thomas

Serial No.: 09/297,652

Filed: July 8, 1999

CPA Filed: January 11, 2002

For: SYNERGISTIC GOLD-CONTAINING  
COMPOSITIONS

Attorney Docket No.: MIJ-001USCPA

Group Art Unit:

1616

Examiner:

B. Badio

Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

**REQUEST FOR CORRECTION OF FILING RECEIPT**

Dear Sir:

The Filing Receipt for the above-identified patent application incorrectly lists the attorney docket number as "MIJ-001US" instead of "MIJ-001USCPA". A copy of the Filing Receipt with the changes noted thereon is submitted herewith. A Notification of Change of Attorney Docket Number is being filed concurrently herewith.

**Certificate of First Class Mailing (37 CFR 1.8(a))**

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center Washington, D.C. 20231 on:

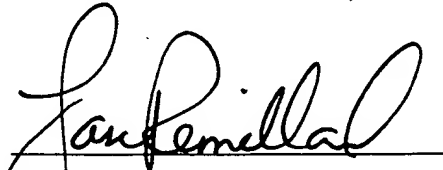
February 27, 2002

Date

Jane E. Remillard, Esq., Registration No. 38,872

Respectfully submitted,

LAHIVE & COCKFIELD, LLP



Jane E. Remillard  
Registration No. 38,872  
Agent for Applicant



## UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

Bib Data Sheet

CONFIRMATION NO. 1100

<b>SERIAL NUMBER</b> 09/297,652	<b>FILING DATE</b> 07/08/1999 <b>RULE</b>	<b>CLASS</b> 514	<b>GROUP ART UNIT</b> 1616	<b>ATTORNEY DOCKET NO.</b> MIJ-001USCPA
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## APPLICANTS

RICHARD EDWARD THOMAS, KILLARA, AUSTRALIA;

## \*\* CONTINUING DATA \*\*\*\*\*

THIS APPLICATION IS A 371 OF PCT/AU97/00747 11/04/1997

## \*\* FOREIGN APPLICATIONS \*\*\*\*\*

AUSTRALIA P0 3473 11/04/1996

IF REQUIRED, FOREIGN FILING LICENSE GRANTED \*\* SMALL ENTITY \*\*

\*\* 01/30/2002

Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no	<b>STATE OR COUNTRY</b> AUSTRALIA	<b>SHEETS DRAWING</b> 2	<b>TOTAL CLAIMS</b> 37	<b>INDEPENDENT CLAIMS</b> 2
35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance				
Verified and Acknowledged Examiner's Signature _____ Initials _____				

## ADDRESS

JANE E. REMILLARD  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

## TITLE

SYNERGISTIC GOLD-CONTAINING COMPOSITIONS

<b>FILING FEE RECEIVED</b> 65	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:	<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees ( Filing ) <input type="checkbox"/> 1.17 Fees ( Processing Ext. of time ) <input type="checkbox"/> 1.18 Fees ( Issue ) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit
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APR 12 2002

Page 1 of 2

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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/297,652	07/08/1999	1616	65	MIJ-001USCPA	2	37	2

JANE E REMILLARD  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

MIJ-001USCPA

CONFIRMATION NO. 1100

CORRECTED FILING RECEIPT



\*OC000000007394968\*

Date Mailed: 01/30/2002

Receipt is acknowledged of a CPA in this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

RICHARD EDWARD THOMAS, KILLARA, AUSTRALIA;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/AU97/00747 11/04/1997

## Foreign Applications

AUSTRALIA P0 3473 11/04/1996

If Required, Foreign Filing License Granted 01/30/2002

CPA filed on: 01/11/2002

Projected Publication Date: 05/09/2002

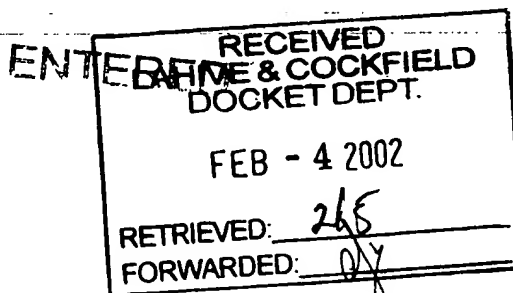
Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

SYNERGISTIC GOLD-CONTAINING COMPOSITIONS



**Preliminary Class**

514

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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